



South Florida Water Management District

GOVERNING BOARD WORKSHOP

This meeting is open to the public

March 11, 2009

1:00 PM

**John Boy Auditorium, 1200 South WC Owen Ave
(STA 5 at 9:00 a.m. and Dinner Island at 10:45 a.m.)
Clewiston, FL 33440**

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

The Governing Board may take official action at this meeting on any item appearing on this agenda and on any item that is added to this agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. The order of items appearing on the agenda is subject to change during the meeting and is at the discretion of the presiding officer. Public comment will be taken after each presentation and before any Governing Board action(s) except for Governing Board hearings that involve the issuance of final orders based on recommended Orders received from the Florida Division of Administrative Hearings.

- 1. Call to Order - Eric Buermann, Chairman, Governing Board**
- 2. 9:00 a.m. - C139 Basin Overview and Briefing (Entrance to Stormwater Treatment Area 5, Deer Fence Rd, CR 835) - Richard Bass, Hendry / Glade Counties Farm Bureau Board Member, and Bob Howard, Committee on Preserving Agriculture (COPA) and Landowner Representative**
- 3. 10:45 a.m. - Dinner Island Briefing (Dinner Island Ranch, 20105 CR 833, Clewiston, FL) - Justin Nolte, Lead Area Biologist, and Beth Morford, District Biologist, Florida Fish & Wildlife Conservation Commission**
- 4. 12:00 noon - Convene Closed Door Session**
- 5. 1:00 p.m. - Reconvening Public Meeting after Closed Door Session (John Boy Auditorium, 1200 S WC Owens Ave, Clewiston, FL) - Eric Buermann, Chairman, Governing Board**
- 6. Pledge of Allegiance - Eric Buermann, Chairman, Governing Board**

7. Approval of Minutes

Approval of Minutes for February 11, 2009, Workshop and February 12, 2009, Regular Business Meetings held in West Palm Beach, Florida

8. Agenda Addendum - Annette Carter, Director, Office of Governing Board & Executive Services

9. Abstentions by Board Members from items on the Workshop Agenda

10. Pull Items for Discussion from the Consent Agenda

Executive Office

11. Formulation of Strategic Planning and Budgetary Guidance - Tom Olliff, Assistant Executive Director (Ext. 2132)

Executive Office

12. Closed Door Session

Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in South Florida Water Management District v. State of Florida, Fifteenth Judicial Circuit, Palm Beach County, Florida, Case No. 50-2008-CA-031975XXXXMB. (Sheryl G. Wood, Ext. 6976)

Action Items (if any) Stemming from Closed Sessions

Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in South Florida Water Management District v. State of Florida, Fifteenth Judicial Circuit, Palm Beach County, Florida, Case No. 50-2008-CA-031975XXXXMB. (Sheryl G. Wood, Ext. 6976)

13. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Friends of the Everglades, Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 02-80309-CV-Altonaga/Turnoff; Miccosukee Tribe of Indians of Florida v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 98-6056-CIV-Lenard/Klein; and Friends of the Everglades v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 98-6057-CIV-Lenard/Klein. (Sheryl G. Wood, Ext. 6976)

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14. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Natural Resources Defense Council, Inc., et al. v. Van Antwerp, et al., United States District Court, Southern District of Florida, Case No. 07-80444-CIV-Middlebrooks. (Sheryl G. Wood, Ext. 6976)

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Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Natural Resources Defense Council, Inc., et al. v. Van Antwerp, et al., United States District Court, Southern District of Florida, Case No. 07-80444-CIV-Middlebrooks. (Sheryl G. Wood, Ext. 6976)

15. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in New Hope Sugar Company and Okeelanta Corporation v. South Florida Water Management District, Amended Petition for Administrative Hearing filed February 12, 2009. (Sheryl G. Wood, Ext. 6976)

Action Items (if any) Stemming from Closed Sessions

Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in New Hope Sugar Company and Okeelanta Corporation v. South Florida Water Management District, Petition for Administrative Hearing filed February 12, 2009. (Sheryl G. Wood, Ext. 6976)

16. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Florida Wildlife Federation, et al. v. Johnson, et al., United States District Court, Northern District of Florida, Case No. 08-cv-00324-RH-WCS. (Sheryl G. Wood, Ext. 6976)

Action Items (if any) Stemming from Closed Sessions

Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Florida Wildlife Federation, et al. v. Johnson, et al., United States District Court, Northern District of Florida, Case No. 08-cv-00324-RH-WCS. (Sheryl G. Wood, Ext. 6976)

17. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. (Sheryl G. Wood, Ext. 6976)

Action Items (if any) Stemming from Closed Sessions

Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. (Sheryl G. Wood, Ext. 6976)

18. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in South Florida Water Management District v. Cutler Bay Venture, LLC, and Miami-Dade County Tax Collector, Eleventh Judicial Circuit, Miami-Dade County, Florida, Case No. 07-30747 CA 10. (Sheryl G. Wood, Ext. 6976)

Action Items (if any) Stemming from Closed Sessions

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19. Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Cutler Properties, LC v. South Florida Water Management District, Eleventh Judicial Circuit, Miami-Dade County, Florida, Case No. 08-46701 CA 5. (Sheryl G. Wood, Ext. 6976)

Action Items (if any) Stemming from Closed Sessions

Attorney-client session pursuant to Fla. Stat. Section 286.011(8)(2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Cutler Properties, LC v. South Florida Water Management District, Eleventh Judicial Circuit, Miami-Dade County, Florida, Case No. 08-46701 CA 5. (Sheryl G. Wood, Ext. 6976)

20. Adjourn